

COLONEL COOPER WAS A DEFAULTER

(Continued From Page One—Column 1.)

began the cross-examination. He produced some bonds executed by Cooper in 1870, aggregating \$56,000. They were given when Colonel Cooper was master of chancery in Maury county. Colonel Cooper identified a petition filed by J. R. and E. L. Cathey against himself. He admitted that he confessed judgment on this petition and the charges therein.

"Are you not charged with appropriating to your own use \$851, the proceeds of a sale of land, and did you not confess judgment?" Cooper was asked.

"Don't answer," interrupted Judge Anderson. "This incident occurred in 1853. If we try all these old chancery cases again here today, and we know how much in dispute these chancery suits are, we will be here all the year."

To show Cooper a defaulter, the lawyers began to argue, and the jury retired. Captain Fitzhugh, for the State, said:

"We propose to show that this defendant is a defaulter and an embezzler to the extent of over \$100,000. We propose to prove this beyond doubt and thus to show to the jury just how much credit they should place in his words. We propose to go further and prove by court records that his own brothers came into court and admitted that the defendant is a defaulter."

"We propose to show that he embezzled from estates, from widows and orphans, from the county and from the State, and that the very records kept by him will prove it."

"We have heard of the colonel's deep sense of honor, how stunned he was by sarcastic editorials. But we will show that he was openly accused of embezzlement, yet he never said that the town was not big enough for him and the men who made the charges."

Attorney-General McCann declared the State would carry these alleged dishonest transactions from 1853 down to 1905.

State Wins Point.

Judge Anderson replied for the defense. "We never claimed that Senator Carmack was killed because of those editorials. Our theory is that Robin Cooper killed Senator Carmack in self-defense, after the Senator had shot him twice." Anderson said the Carmack editorials had been placed in evidence to show the defendant's state of mind, not as a justification for the slaying.

This argument of the attorneys lasted about three hours. Finally Judge Hart broke in with the decision that the defendant might be asked if he was ever clerk and not a clerk; if he ever defaulted in certain cases, and that he might be asked whether he embezzled \$100,000 while in office.

The jury was then brought in again. Cooper testified that while he was master in chancery five suits were filed against him. His sureties paid the money decreed in these suits, the sums they were required to pay aggregating \$40,000.

"Now, Colonel Cooper," the witness was asked, "you said you recalled that your brother paid out \$40,000 for moneys collected by you and not accounted for, but did not remember the other penalty. Now, state if you do not remember now that he paid out two other bonds—one for \$40,000 and one for \$10,000?"

Missing Money.

The defense objected hotly, and was sustained. "This missing money," the State resumed, "was the result of the sale of property under orders of the court, and came into your hands as an officer of the court."

The court ruled out part of this question and permitted the State to ask only if the penalties paid by his brother were not for money which came to him as a court official.

Colonel Cooper answered the affirmative. "The State was unable to get the items and the names of plaintiffs into the record."

At one point Cooper said, regarding the alleged shortage: "I will explain it at the proper time."

"I will not explain now," said the witness hotly, but a moment later he explained, saying:

"I admit lack of business ability in my office. There were many errors, but every soul who had a dollar in that office got it out, and there never was a dishonest act. Of course, I am responsible for the errors, and do not think it."

Mentioned in Legislative Record. Fitzhugh then asked:

"Are you the D. B. Cooper mentioned

"As a girl I learned to play, and a fine upright piano was one of my many wedding presents."

"But I soon neglected my music, and to tell the truth, I was ashamed to play when John would ask me, so while the piano was there we had very little music."

"One day John exchanged the old piano at the Cable Piano Company for a new instrument, called the

INNER-PLAYER

(Makes you musically independent)

Piano, and then a wonderful thing happened in our home.

"Four or five nights every week John used to go to the club or the theatre, but now he is at home nearly every night."

"You see, he can play his favorite selections on the Inner-Player Piano much better than I ever could on the ordinary piano, and it not only gives him great pleasure, but we all enjoy it."

But—aside from the musical point of view—do you see the cheerful change that has taken place since having an Inner-Player Piano in our home?"

Great cut in prices of Popular Sheet Music. 'Rainbow,' 9c; 'Naughty Eyes,' 10c. Thousands of others, 5c to 15c.

Cable Piano Company

213 East Broad.

A liberal allowance made on Upright Pianos taken in exchange.

in the legislative records of 1853, who, according to an investigating committee, paid out \$45,000 of the State's money in conjunction with State Treasurer Polk, for a silver mine in New Mexico."

"I presume I am."

After an objection by his counsel, Colonel Cooper said:

"I wish my counsel would permit the prosecutor to ask any question he wants about anything he wants."

Then the editorials were mentioned which it was alleged bitterly attacked Governor Cox during the Patterson-Cox campaign four years ago. The State claims that this editorial led to the Tennessee editorial charging that Cooper had made peace between Cox and Patterson, and which editorial angered Cooper and started his trouble with Carmack.

The court ruled the Lance editorial out, and a long argument by counsel ensued. Judge Hart stood firm in his ruling. He admonished the opposing attorneys that he was tired of listening to long speeches, and would have no more of them during the taking of testimony.

Court then adjourned until to-morrow at 9 A. M.

Leading Figures in Much Talked-Of Engagement



MISS KATHERINE ELKINS



DUKE OF ABRUZZI



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ROUGH WATER IN ROADS SPOIL DAY

(Continued From Page One—Column 2.)

because of the battle gray which the stay-at-homes wore by virtue of seniority, became second in command in joining Admiral Sperry's force, and his squadron, with the Maine at the head, took up a position to the right of the Connecticut, which was now the center of three of the most formidable columns of warships the world had ever known in one command.

Placed end to end the ships in the three columns would make a solid fighting line of steel-protected decks and guns one mile and a half in length. When they manoeuvred into single column at cruising distance they formed a line nearly seven miles long.

Benefits of Cruise Shown.

The benefits of the cruise were most notable when the home ships joined company with the fleet. The veteran vessels held their position in line rigidly and exactly as though glued there, while the newer ships struggled with youthful enthusiasm to do the same, with very creditable results.

When the ships had formally joined company in formal signals were flashed back and forth from friend to friend, from classmate to classmate, giving a cheer welcome home.

The morning of the meeting was beautiful, with light northwest breezes, but toward afternoon it began to blow fresher and fresher from the southwest, piling up a considerable sea, so that by nightfall the weather was rough for any but large vessels.

Man Overboard.

Just at the time when a series of searchlight and range-finding manoeuvres was being started, the New Hampshire fired a gun, signaled "man overboard," and she went out of the column, throwing over her two light life buoys. The ships immediately following the New Hampshire did likewise. It was a night in which a very powerful swimmer might have kept afloat for a short time, but for any one else it was a tragedy.

Captain Fremont, of the Mississippi, skillfully brought his ship within five minutes immediately alongside the floating life buoys, and launched his eagle eyes were scanning the surounding turbulent waters under the days of powerful searchlights, while boats were lowered from the New Hampshire, Idaho and Mississippi, to make a more extended search. For two hours the work was kept up in vain, the traces of the lost man being found. The men in the life-boats pulled gallantly against the heavy seas in an exhausting effort. Finally, all hope being gone, the third squadron resumed its course."

Disposition of Fleet.

WASHINGTON, February 21.—Secretary Newberry is arranging the disposition of the vessels of the Atlantic battleship fleet pending the reassembling of the fleet May 15 for the summer manoeuvres off the New England coast. All the battleships are to be overhauled at their home yards, and will then proceed to the places they will proceed within the next two weeks, half of them going in a few days and the other half after the inaugural parade in Washington.

The third squadron of the fleet, under Rear-Admiral Arnold, after completion of some minor repairs on the North Carolina, will proceed to Cuban waters for their winter target practice. Upon returning, Rear-Admiral Arnold will haul down his flag, and the third squadron will then be abolished. Admiral Arnold will come to Washington, where he will be assigned to duty at the head of one of the naval boards.

The flagship Maine will be placed in reserve, and the other three battleships of the squadron—the Idaho, Mississippi and New Hampshire—will take the places of the north division

of the Atlantic battleship fleet—the Virginia, Kearsarge and Kentucky—which will be placed in reserve upon arrival at their home yards. The armored cruisers North Carolina and Montana will be assigned to special duty after their return from the West Indies.

The scout cruisers Chester, Salem and Birmingham will be detached from the third squadron and leave Hampton Roads in a short time for Bradford, R. I. There they will take on coal and prepare for the long deferred competitive trial to the Azores Islands and return.

The object of this trip is to ascertain the comparative value of the different types of machinery with which the vessels are equipped. The Birmingham has triple expansion reciprocating engines, the Chester four Parsons turbines, and the Salem two Curtis turbines.

Question of Customs Duties.

FORT MONROE, VA., February 24.—Rear-Admiral Sperry issued orders today directing the officers and men of the battleship fleet not to land any goods that might be deemed dutiable until the customs authorities decided what form of declaration should be made.

Most of the officers' and men's purchases abroad were in the nature of souvenirs or mementoes of the trip.

Louisiana Crew Wins.

NORFOLK, VA., February 24.—The engineers of the Louisiana were victorious today in the monthly coast race for a cup over a 2-1/2 mile course. The fleet consisted of twelve crews were entered from as many battleships, and good time was made, despite a nasty, choppy sea. This is the third consecutive victory of the Louisiana.

All of the crews were from the engineering departments, the course being down the line of anchored ships.

BUILDING PERMITS

Building and repair permits were issued by Inspector Beck yesterday as follows: Charles F. Whittle, to erect a brick office building, 710 North Third Street, to cost \$12,000.

Strickland Machine Company, A. P. Spotts, treasurer, to build a brick office building, 225 East Main, to cost \$400.

Thomas A. Barry, to build a brick blacksmith shop, 307 and 309 South First Street, to cost \$1,000.

M. D. Nannally, to repair brick dwelling, 718 South Laurel Street, to cost \$150.

Erasmus Allen, to build a detached frame dwelling, 112 North Third Street, to cost \$500.

C. P. Bowe, trustee, to build a brick tenement, two stories, on the west side of Elm Street between Main and Floyd Avenue, to cost \$5,000.

Breath Odors

Removed by Charcoal

Onions, Tobacco, Decaying Food, Alcohol, Stomach Gases and Impurities. Poul the Breath Charcoal Purifies It.

A Trial Package of Stuart's Charcoal Lozenges Sent Free by Mail.

The willow is renowned for its curative properties, and ancient legends are filled with its use, by barbarians and civilized men alike. As early as 500 B. C. the ancient Chaldeans were using willow bark for medicinal purposes, and every monastery of the old world had its powdered willow charcoal.

Stuart's Charcoal Lozenges are pure willow charcoal, compressed with honey into a delicious lozenge. They contain nothing but sweet willow charcoal and honey. One may eat a box of them and feel only better, for so doing purges the bowels.

Two or three after a meal will be a sufficient guard against bad breath, and the same amount eaten just before bed time will insure a pure breath upon arising the next morning.

Stuart's Charcoal Lozenges tone up the blood, the liver and the stomach, they are great laxatives also, but eating large numbers of them does not increase their effect in a painful manner upon the bowels.

They are gentle, powerful and pure, and their popularity and tremendous sale give them the stamp of public approval. Go to your druggist to-day and buy a box, price 25 cents, or send your name and address and we will send you a trial package by mail free.

Address: B. A. Stuart, Co., 200 Stuart Bldg., Marshall, Mich.

AN AMBASSADOR FROM THE DUKE?

Rumor Has One Meeting Miss Elkins at Old Point Comfort.

FORT MONROE, February 24.—Miss Katherine Elkins has been at Old Point Comfort for several days, apparently awaiting the arrival of the fleet. She was accompanied by her mother and a maid. There was considerable quiet gossip in social circles because Miss Elkins received much attention from a naval officer before the Duke of the Abruzzi appeared on the scene.

This officer is on the training deck of the old romance were upset by the unexpected appearance of a new man. The fleet brought back from Europe, and guests several officers of foreign navies. Among them was one supposed to be an Italian. Miss Elkins appeared last evening in the Hotel Chamberlin lobby, accompanied by this officer, and again to-day he was in the company of the Duke.

Miss Elkins has been at the Hotel Chamberlin since Sunday, but those in her confidence refused to discuss the affair.

PRESIDENT AT FUNERAL

Attends Last Rites Over the Body of His Nephew.

NEW YORK, February 24.—President Roosevelt and President-Elect Taft, together with Mrs. Roosevelt, Mrs. Nicholas Longworth, Miss Ethel Roosevelt, Theodore Roosevelt, Jr., and Kermit Roosevelt, Rear-Admiral and Mrs. W. S. Cowles and Secretary Loeb, were in attendance at the funeral services at the Church of the Holy Communion here to-day over the body of the President's nephew, Stewart Douglas Robinson, who was accidentally killed last Sunday by a fall from a sixth-story window at Harvard University.

The President and his daughters, with Rear-Admiral and Mrs. Cowles and Secretary Loeb, arrived from Washington early this morning and immediately went to the Robinson residence, on Madison Avenue, where they were met by Mrs. Robinson and Kermit.

The President had preceded them from Washington by a day.

Soon after 8 o'clock, the party was driven to the Church of the Holy Communion, where it was joined by President-Elect Taft.

The burial ritual of the Protestant Episcopal Church was read by the rector, Rev. Henry Mottet, D. D., assisted by Rev. Leighton Parks, D. D., and the coffin borne by Theodore Roosevelt, Jr., and five of the dead youth's classmates at Harvard, acting as pallbearers, was carried from the church and taken to the Grand Central Station, where it was placed aboard a special train for Henderson Point.

Herkimer county, the county seat of the Robinson family, where interment was made.

At the conclusion of the church ceremony the President, accompanied by Mrs. Roosevelt and the members of his family, was driven to the West Twenty-third Street ferry, where they took the 11:15 Pennsylvania train for Washington. President-Elect Taft returned to the residence of his brother, Henry W. Taft.

Returns to Washington.

WASHINGTON, February 24.—President Roosevelt and members of his family returned from New York at 4:47 o'clock this afternoon and were immediately driven to the White House.

Danderine

EVERYBODY CAN HAVE BEAUTIFUL HAIR NOW, and they don't have to wait weeks and months for results either. You will notice marked improvement after the very first application.

Danderine is quickly and thoroughly absorbed by the scalp and the hair soon shows the effects of its wonderfully exhilarating and life-producing qualities. It is pleasant and easy to use—simply apply it to the scalp and hair once a day until the hair begins to grow, then two or three times a week till desired results are obtained.

A lady from California writes in substance as follows: "I have been using your wonderful hair tonic for several months and at last I am now blessed with a wonderful suit of hair that measures over 6 inches in length. The braid is over 8 inches around."

Another from New Jersey: "After using sixth bottle I am happy to say that I have as nice a head of hair as anyone in New Jersey."

This Great Hair-Growing Remedy can now be had at all druggists in three sizes, 25c, 50c and \$1.00 per bottle.

To show how quickly Danderine acts, we will send a large sample free by return mail to anyone who sends this free coupon to the Knowles Danderine Co., Chicago, with their name and address and the in silver or stamps to pay postage.



Grows Hair and we can PROVE IT!

Deliciously Sweet

beyond all others are these large, bright

India River Oranges

just received by us direct from the groves of Judge Graham. Now on sale. Try a few and learn about the superior goodness of these oranges.

HERMANN SCHMIDT,
Fine Groceries, Wines and Fruits,
504-508 East Broad Street, Richmond, Va.
A postal brings Catalog. Mail Orders a Specialty.

ONLY 3 DAYS THE MEXICANA 3-DAY LIQUOR CURE

THE ONLY PRACTICAL AND SCIENTIFIC TREATMENT FOR THE LIQUOR HABIT. SAFE, SURE AND PERMANENT. WE USE NO HYPERDERMIC INJECTIONS.

REIDSVILLE, N. C. MURPHY'S HOTEL ANNEX, Richmond, Va. 1725 Eye Street, Washington, D. C.

RESUME RATE HEARING TO-DAY

Atlantic Coast Line Will Present Its Case to Corporation Commission.

The Atlantic Coast Line Railroad will be given a hearing before the State Corporation Commission to-day on its petition for relief from the 2-cent passenger rate. Chief Counsel William B. McGuire will represent the road, and the principal witness will be the controller of the company.

Four of the petitioning roads—the Chesapeake and Ohio, the Norfolk and Western, the Southern and the Seaboard Air Line—have been heard by the commission. Petitions of the Richmond, Fredericksburg and Potomac and the Washington Southern were filed with the commission a year ago, but these roads have not asked for a hearing at this time.

WOULD RESIGN

Mr. Bonaparte Would Not Remain If His Opinion Is Reversed.

WASHINGTON, D. C., February 24.—In connection with the action taken by the President to-day sustaining Attorney-General Bonaparte's famous decision respecting the labeling of whiskey, it is declared that the Attorney-General had threatened to resign in case his ruling was reversed.

The President had referred the matter to a commission composed of Secretary of Agriculture Wilson, Commissioner of Internal Revenue Capers and Dr. F. L. Dunlap, associate chemist of the Department of Agriculture. The commission decided against the opinion

of the Attorney-General, and declared that rectifiers of whiskey should be permitted to label their products "rectified whiskey."

The report of the board was in almost every detail in accordance with the demands of the whiskey men themselves.

GIFTS FOR MEMBERS

Retiring Congressmen Are Honored in An Unusual Manner.

WASHINGTON, D. C., February 24.—Unusual honors were conferred to-day on the retiring members of the House Committee on Interstate and Foreign Commerce.

On behalf of the members of the committee, Representative Townsend, of Michigan, presented the retiring chairman, Colonel Hepburn, of Iowa, with a magnificent chair; Representative Knowland, of California, presented Vice-President-Elect Sherman with a desk set, elaborately adorned with sterling silver, and Representative Adams, of Georgia, gave Representative Ryan, of New York, a punch bowl.

Navy League Re-elects Governors.

FORT MONROE, VA., February 24.—At the annual convention of the Navy League, held yesterday, the present board of governors was re-elected. Two governors will meet some time within the next two weeks, and will then re-elect General Horace Porter as president. Most of the present officers will also be re-elected.

A healthy LIVER means pure blood.

Pure blood means health.

Health means happiness.

Take no Substitute. All Druggists.

Tutt's Pills

revivify the torpid LIVER and restore its natural action.

Strong Healthy Women

If a woman is strong and healthy in a womanly way, motherhood means to her but little suffering. The trouble lies in the fact that the many women suffer from weakness and disease of the distinctly feminine organism and are unfitted for motherhood. This can be remedied.

Dr. Pierce's Favorite Prescription

Cures the weaknesses and disorders of women. It sets directly on the delicate and important organs concerned in motherhood, making them healthy, strong, vigorous, virile and elastic.

"Favorite Prescription" banishes the indispositions of the period of expectancy and makes baby's advent easy and almost painless. It quickens and vitalizes the feminine organs, and insures a healthy and robust baby. Thousands of women have testified to its marvelous merits.

It Makes Weak Women Strong. It Makes Sick Women Well.

Honest druggists do not offer substitutes, and urge them upon you as "just as good." Accept no secret nostrum in place of this non-secret remedy. It contains not a drop of alcohol and not a grain of habit-forming or injurious drugs. Is a pure glyceric extract of healing, native American roots.



Our Mid-Winter Clearance Sale

Closes Saturday, February 27th.

Don't miss this opportunity of furnishing your home at a saving of from 20% to 50%. We have some splendid marked down values left.

Jones Bros. & Co. Inc.

1418-1420 East Main Street.

A Handsome Jardiniere and Pedestal FREE With Every Purchase of \$10.00 and Over.